

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2019-224-E**  
**DOCKET NO. 2019-225-E**

IN RE: South Carolina Energy Freedom Act     )  
       (House Bill 3659) Proceeding Related to     )  
       S.C. Code Ann. Section 58-37-40 and     )  
       Integrated Resource Plans for Duke     )  
       Energy Carolinas, LLC and Duke Energy     )  
       Progress, LLC     )  
    )

**MOTION**  
**FOR**  
**ADMISSION *PRO HAC VICE***

Intervenor, South Carolina Solar Business Alliance, Inc., (“SCSBA”), hereby moves the Public Service Commission of South Carolina, (“Commission”), to permit Benjamin L. Snowden, Esquire to practice *Pro Hac Vice* before this Commission in the above-captioned proceedings.

Pursuant to Rule 404, of the South Carolina Appellate Court Rules (“SCACR”), Mr. Snowden, with the consent of counsel of record, is simultaneously filing his Verified Application for Admission *Pro Hac Vice* with the South Carolina Supreme Court, (attached hereto as, Exhibit “A”).

**WHEREFORE**, in accordance with the provisions set forth in Rule 404, SCACR, Intervenor, SCSBA respectfully requests that this Motion be granted.

This 8<sup>th</sup> day of March, 2021.

Respectfully Submitted,

/s/Richard L. Whitt

Richard L. Whitt,

Richard@RLWhitt.Law

**WHITT LAW FIRM, LLC**

401 Western Lane, Suite E

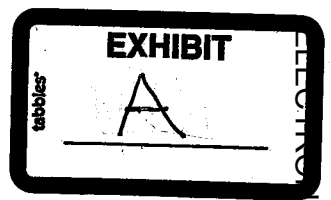
Irmo, South Carolina 29063

(803) 995-7719

Attorney for South Carolina Solar Business  
 Alliance, Inc.

March 8, 2021  
 Irmo, South Carolina

**VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*  
IN THE STATE OF SOUTH CAROLINA**



South Carolina Energy Freedom Act  
(House Bill 3659) Proceeding Related to  
S.C. Code Ann. Section 58-37-40 and  
Integrated Resource Plans for Duke Energy  
Carolinas, LLC and Duke Energy Progress,  
LLC

Docket No.: 2019-224-E and  
Docket No.: 2019-225-E

Public Service Commission of  
South Carolina

Plaintiff

Case No.

Court

vs.

Mailing Address of Court: 101 Executive Center Drive, Suite 100,  
Columbia, South Carolina 29210

Defendant

Comes now Benjamin L. Snowden, applicant herein, and respectfully represents the following:

1. Applicant resides at:

Street Address

Raleigh

City

Wake

County

NC

State

27609

Zip Code

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Kilpatrick  
Townsend & Stockton, LLP, with offices at, at  
4208 Six Forks Road, Suite 1400,

Street Address

Raleigh

City

Wake

County

North Carolina

State

27609

Zip Code

919-420-1719

Telephone

919-420-1800

Fax Number

bsnowden@kilpatricktownsend.com  
E-mail

3. Applicant has been retained personally or as a member of the above named law firm by Carolinas Clean  
Energy Business Association to provide legal representation in connection with the above case now pending before the  
above named court of the State of South Carolina.

4. Since April of 2017, applicant has been, and presently is, a member in good standing of the bar of the  
highest court of the District of Columbia or the State of North Carolina where applicant regularly practices law. Attached  
is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts  
applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the  
Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
State of Virginia	October, 2004
State of Georgia	June, 2007
District of Columbia	November, 2010
U.S. District Court for the District of Columbia	7/25/06
U.S. District Court for the Northern District of Georgia	8/6/07
U.S. District Court for the Middle District of Georgia	8/7/07
U.S. District Court for the Eastern District of Virginia	2/17/12

U.S. District Court for the Western District of Virginia	2/28/12
U.S. Court of Federal Claims	12/3/13

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:  
(List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable.

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable.

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable.

9. Local counsel of record associated with applicant in this case is Richard L. Whitt, of the Whitt Law Firm, LLC law firm, which has offices at:

401 Western Lane, Suite E

Street Address

Richland

County

803-995-7719

Telephone

Irmo

City

South Carolina

State

29063

Zip Code

If applicable list all other firms/attorneys you are associated with in this matter

Not Applicable.

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

IN RE: Annual Review of Base rates for Fuel Costs for South Carolian Electric & Gas Company, Public Service Commission of South Carolina Docket 2017-2-E, closed; March 16, 2017; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A.; Application granted.

IN RE: Shorthorn Solar, LLC, et. al., Complaint filed against Duke Energy Carolinas, LLC and Duke Energy Progress, LLC, pending before the Public Service Commission of South Carolina, in Docket 2017-281-E; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A, Application dated September 18, 2017, Application granted.

IN RE: Southern Current LLC; Cypress Creek Renewables, LLC; and Birdseye Renewable Energy, LLC, Complainants/Petitioners v. Duke Energy Carolinas, LLC and Duke Energy Progress, LLC, Defendants/Respondents; Public Service Commission of South Carolina Docket 2017-332-E; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A., Application dated November 3, 2017, Application granted.

IN RE: Joint Application and Petition of South Carolina Electric & Gas Company and Dominion Energy, Incorporated for Review and Approval of a Proposed Business Combination between SCANA Corporation and Dominion Energy, Incorporated, as May Be Required, and for a Prudency Determination Regarding the Abandonment of the V.C. Summer Units 2 & 3 Project and Associated Customer Benefits and Cost Recovery Plans; Public Service Commission of South Carolina Docket 2017-370-E; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A.; Application dated October 12, 2018; Application granted.

IN RE: Annual Review of Base Rates for Fuel Costs for South Carolina Electric & Gas Company, Public Service Commission of South Carolina Docket 2018-2-E; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A.; Application dated March 15, 2018; Application granted.

IN RE: Annual Review of Base Rates for Fuel Costs for South Carolina Electric & Gas Company, Public Service Commission of South Carolina Docket 2019-2-E; Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A.; Application dated March 14, 2019; Application granted.

IN RE: South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Dominion Energy South Carolina, Incorporated's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A), Public Service Commission of South Carolina Docket 2019-184-E; Local Counsel: Richard Lee Whitt of Whitt Law Firm, LLC; Application dated August 9, 2019; Application granted.

IN RE: South Carolina Energy Freedom Act (H.3659) Proceeding to Establish Duke Energy Carolinas, LLC's Standard Offer, Avoided Cost Methodologies, Form Contract Power Purchase Agreements, Commitment to Sell Forms, and Any Other Terms or Conditions Necessary (Includes Small Power Producers as Defined in 16 United States Code 796, as Amended) - S.C. Code Ann. Section 58-41-20(A), Public Service Commission of South Carolina Docket 2019-185-E; Local Counsel: Richard Lee Whitt of Whitt Law Firm, LLC; Application dated August 9, 2019; Application granted.

IN RE: South Carolina Energy Freedom Act (House Bill 3659) Proceeding Related to S.C. Code Ann. Section 58-37-40 and Integrated Resource Plans for Dominion Energy South Carolina, Incorporated, Public Service Commission of South Carolina Docket 2019-226-E; Local Counsel: Richard Lee Whitt of Whitt Law Firm, LLC; Application dated August 10, 2020; Application granted.

IN RE: Exploration of a South Carolina Competitive Procurement Program for the Competitive Procurement of Energy and Capacity from Solar and Other Renewable Energy Facilities by an Electrical Utility as Allowed by South Carolina Code Section 58-41-20(E)(2) (See Directive Issued on November 25, 2019), Public Service Commission Docket 2019-365-E; Local Counsel: Richard Lee Whitt of Whitt Law Firm, LLC; Application dated December 14, 2020; Application granted.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 11<sup>th</sup> day of February, 2021.

Ben L. Snowden  
APPLICANT

### VERIFICATION

STATE OF NORTH CAROLINA)

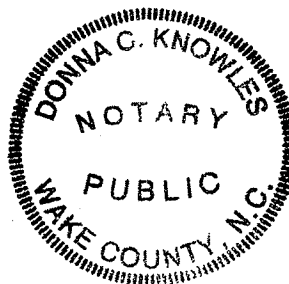
COUNTY OF WAKE)

I, Benjamin L. Snowden, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

Ben L. Snowden  
APPLICANT/AFFIANT

Subscribed and sworn to before me this 11<sup>th</sup> day of Feb, 2021.

Donna C. Knowles  
Donna C. Knowles  
Notary Public for the State of North Carolina



My Commission Expires: October 23, 2023

### LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 8<sup>th</sup> day of March, 2021.

R. L. Whit  
LOCAL COUNSEL OF RECORD

### CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 8<sup>th</sup> day of March, 2021.

R. L. Whit  
~~APPLICANT/AFFIANT~~  
LOCAL COUNSEL OF RECORD

# The North Carolina State Bar

I, Alice Neece Mine, Secretary of the North Carolina State Bar,  
do hereby certify that

Mr. Benjamin Lee Snowden (Bar # 51745)

was licensed to practice law by the State of North Carolina on April 21, 2017.

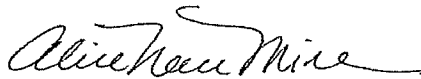
Said lawyer is presently an active member of the North Carolina State Bar and is eligible to practice law in North Carolina.

Said lawyer is not subject to a pending order of administrative or disciplinary suspension.

Said lawyer's financial account with the State Bar is current.

Therefore, said lawyer is in good standing with the North Carolina State Bar.

Given over my hand and the Seal of the North Carolina State Bar,  
this the 11th day of February, 2021.



Alice Neece Mine  
Secretary of the North Carolina State Bar

